slowly rising temperature to-day.

DR. TRAUTMAN NOT IN COURT.

CASE OF ACCUSED WIFE OF PHY-SICIAN GOES OVER.

Hogan, Who Sald She Robbed Him, Swears to Complaint-She Says It Is an Outrage -Dr. Trautman Says He Was Too Busy to Attend-Will Be There To-morrow,

Mrs. Jeanne Trautman, wife of Dr. Alexander Trautman of 369 Lexington avenue, came to the Jefferson Market police court vesterday morning to answer the charge of robbing Peter J. Hogan, who says he is an Erie Railroad freight clerk, of \$13 last Saturday night. She was in court promptly at 9 o'clock and sat on the front seat in the court room with Mr. and Mrs. E. C. Scofield of 131 West Twenty-first street. Mr. Scofield had bailed her out from the police station cell the night before. Dr. Trautman was not in court.

Mrs. Trautman was self-possessed. She is tall, very dark and dignified. She told the story of her arrest to a Sun reporter.

"I had been shopping and was walking up Sixth avenue at about 6 o'clock when a man grabbed me by the arm and shouted "Police!" I asked what he wanted, but he just held on to my arm and kept shouting. A policeman ran up and arrested me. I protested. I told him who I was and that I had never seen this man before. The nan just said, 'She stole my money,' and the policeman carried me off.

"at the station house I protested to the man at the desk, the sergeant. I told him t was all a mistake. I told him I was Mrs. Trautman, but the man again said I had stolen his money and the policeman led me back to a cell. "I got word to my friend Mrs. Scofield,

and she and her husband had me bailed out and I went home with them." Hogan, a small, slim man, who blinks

behind heavy double lens glasses, came in after Mrs. Trautman and her friends arrived and told the reporter the same story he had told Policeman Gilligan when he had Mrs. Trautman arrested.

I was walking up Fifth avenue on Saturday night," he said. "Two women passed me near Thirty-fifth street. One of them stopped, took me by the arm and led me down into an areaway. She threw her arms around me and I saw her hands in my pockets, but my pocketbook was still there. and I thought it was all right. Next morning I found \$13 had been taken from it." Hogan was asked if he was positive in

identification of Mrs. Trautman. Yes; I cannot be mistaken. That is the woman who robbed me. I did not see her after that night until vesterday afternoon, but I know that she is the one.

Magistrate Finn disposed of the routine cases, and at 10 o'clock summoned Mrs. Trautman and Hogan before him. He asked Mrs. Trautman if she had a lawyer to defend her.

"No," she answered; "I do not think I need a lawyer. My friends here in court know me, and the charge is absurd. I was at my home ill at the time this man says he was robbed. He has made a terrible mis-

Hogan swore to his complaint, and then the Magistrate advised Mrs. Trautman to lawyer, and after consulting with Mr. Scoield she consented. Examination in the case was then set for Thursday morning at 10:30 o'clock, and the station house bond vas continued.

Mrs. Trautman could not explain why her husband was not in court with her. She said that she had tried to reach him during the night with telephone messages and telegrams and thought that he was probably at their summer home in Great

Dr. Trautman was seen at his Lexington

avenue home in the afternoon. "This is outrageous!" he declared, pacing the floor of his office. "The fellow's impertinence is simply maddening. The idea f having my wife arrested and getting her rame in the newspapers in this way. It is outrageous! If I had been in court this morning I would have stood up with this fellow. I would have knocked his teeth down his throat."

Dr. Trautman was asked why he had not been in court.

"You must know I am very busy. I have a large number of patients waiting for me all the time," he said. "But I will be there at the examination on Thursday. The afair seemed insignificant to me at first. But the man is evidently crazy. I have been charge of the insane asylum at Ward's Island and know what I am talking about. This man is crazy. I have heard that he has caused arrests before. I mean to look up his record."

Were you at Great Neck last night?" "No. I was at the Motel Breslin and this morning I was very busy."

Dr. Trautman was asked where his wife was on Friday and Saturday nights. "Oh, I do not know. I am a very busy man. She was probably at some concert or visiting the family of her music teacher, Augustina Carbone."

Mr. Carbone was seen at his studio in Carnegie Hall.

"Yes, Mrs. Trautman and my wife and I were at the Manhattan Opera House on Friday night," he said. "I did not see her Saturday. She told me that she was going out of town over Christmas. But she came to take her music lesson yesterday and she said that she had been so ill that she had been unable to leave town."

Mr. Carbone said that Mrs. Trautman had been one of his pupils for three years and that he had the highest respect for her. His wife was with him in the studio and joined him in praising Mrs. Trautman's character. Mrs. Carbone said that while at her music lesson on Monday Mrs. Trautman had said that she was going out to buy a Christmas present for the Carbone little baby.

"She was probably looking for this present when that man had her arrested," she

"To lock up a well known, respectable woman on the complaint of an unidentified man is disgraceful," Carbone said. "It could not happen in any city but New York. Why, here a nobody, a loafer, could have any person, no matter who or what she was, arrested by simply telling a policeman that he had been robbed. It is absurd that the good name and standing of one like Mrs. Trautman should stand for nothing against the word of an ordinary man in this kind

At the police station Hogan gave his address as 102 East Twentieth street. There a no such number on that street. In court | in the engines for such an emergency.

he gave his address as 152 West Twentieth street. He could not be found there. Mrs. Nellie Cone, the landlady of the house, said that no man of that name had lived there during the two years that she had been in the house. But letters had come occasionally addressed to Peter J. Hogan at that house, she said, and it was possible that he

had lived there at one time. Mrs. Trautman went to her home from the Jefferson Market court. She repeated what she had said the night before at the house of Mr. Scofield after she was released on bail.

"I cannot express my horror," she said, when the man who sat at the desk in the station house said I would have to be held on this man's complaint. I answered all the questions he put to me, never believing that he was recording my pedigree in the book. But even after the matron led me away I surely thought she was going to keep me in a room in the rear of the station house until I could summon friends to my aid. To my horror I was led into a cell after the matron had searched my cloth-

"I couldn't fully realize my situation. There I was, alone in a dark cell with an iron barred door and wondering how long I would have to wait there. At first he matron was somewhat brusque, probably believing that I was the kind of woman this person charged me with being. When the matron told me that I would probably have to remain in the cell all night I felt that I would go mad. I begged and pleaded that she let me out of the cell, and I offered her all the money I had in my purse, but she told me I would have to stay there.

"Several times during the hours I spent in that cell I became so weak from fright that I feared I would collapse. I had been ill on Sunday and Monday, and was in such pain on Monday afternoon that Dr. Trautman had to give me morphine to relieve me. He told me that I should not leave the house that afternoon, but I had some Christmas shopping to do and made myself believe that I was well enough to go out. Following my arrest and the humiliation of being locked up in a cell I was in a wretched state, and didn't care if I survived the night. The thought of the accusation terrified me and I kept wondering what my friends would think when they heard of it. How the police could take the word of such a man against that of a respectable woman was more than I could understand. When the policeman came up to me on the street I breathed a sigh of relief, feeling that he would make the man go away. My heart sank when I heard him say that I would have to go to the station house and explain the matter there. To be branded as a low woman of the streets, and a thief, too, is so shocking and outrageous that I was dazed, and scarcely realize it vet."

Mrs. Trautman's friends said last night that counsel would be engaged to bring action of some kind against Hogan. Magistrate Whitman told the Scofields on Monday night when he was signing the bail bond that the policeman had simply done his duty and could not have refused to take Mrs. Trautman to the station house when Hogan made his complaint.

Dr. Trautman is well known as a surgeon in this city. He was for a time superintendent of the insane asylum at Ward's Island. During the Russo-Japanese war he went to Japan and investigated the Japanese hospital service. He has also attended several medical congresses abroad. at one time having gone to Moscow on such an errand. He has been married for ask for an adjournment and engage, a about three years. Mr. Scoffeld said yesterday that he had known Dr. Trautman intimately for several years. He asserted that | Henri Bruchard. Trautman had always enjoyed highest respect of all who met her.

LOADED DOWN WITH SILVER. Dr. Hyland Didn't Know Two Negroes Had

Robbed Him Until the Detectives Told Him. David Robinson of 340 West Forty-first street, who said he was a jockey for Thomas Hitchcock, Jr., and Clarence Montague of 302 West Fortieth street, both colored, were and Montague struggling with a bundle, were seen by Detectives Devanney and Curran of the West Thirty-seventh street station coming out of the basement door of the house of Dr. James D. Hyland, a dentist, at 246 West Forty-second street, about 6 o'clock on Monday evening. A silver plate slipped from under Robinson's coat the detectives said, and then the two started

to run. The policemen interfered and discovered eleven pieces of silver stowed away on them. The negroes said they were taking it away for the family to have it repolished. They later confessed, the policeman said, that they took the silver after entering the house they took the silver after entering the house through an open door. The police said that they forced the lower door open.

Two of the family were in the kitchen back of the room from which the silver was taken and the rest were upstairs. They knew nothing of the loss of the silver until informed of it by the rolicement.

\$50,000 FIRE IN SHIPYARD.

Newport News Shipbuilding Co. and Old Dominion Line Suffer Loss.

NEWPORT NEWS, Va., Dec. 25 .- Fire late this afternoon destroyed the carpenter shop. sheet iron shop, sail and rigging lofts, pipe fitting shop and oakum department of the Newport News Shipbuilding and Dry Dock Company, damaged the Old Dominion steamship Jefferson, which was in dry dock No. 1, and endangered the power plant. machine shops, joiner shop and other build-

Edward Eddins of fire company No. 1 was fatally hurt by a red hot wire that encircled his neck when the burning pole to which it was attached fell.

General Manager Walter A Post of the eral Manager Walter A. Post of the

shipbuilding company said to-night that he was unable to estimate the loss, but he thought that it would hardly exceed \$50,000. The damage to the Old Dominion liner, which is being lengthened, was entirely to

LOCOMOTIVES BROUGHT OUT.

Accident to Central's Electric System Brings Emergency Outfit Into Use.

A short circuit, caused by the uncovering of a manhole, put the New York Central's newly installed electric system out of business for a short time yesterday morning and brought out the discarded

Edward Berry, an electrician who lives Edward Berry, an electrician who lives at 239 East Seventy-seventh street and works in the Central's power house 4 t Park avenue and Fiftieth street, opened the manhole to repair a connection in a cable. When the manhole was opened a jet of flame shot up, followed by an explosion, and burned Berry so as to require the services of Dr. Reid of Flower Hospital. The machinery in the power house came to a standstill. The yard superintendent was notified immediately of the accident and the locomotives were rushed into service.

According to the company officials little delay in transporation was caused by the accident, because steam has been kept up in the engines for such an emergency.

MIDNIGHT MASS REVOLT.

FRANCE AT LARGE IGNORES RE-LIGIOUS PRIVATION.

Private Celebrations for the Devout Accentuate General Indifference-Press on Both Sides, However, Indulges in Bitter Talk-Pious Window Smasher.

Special Cable Despatch to THE SUN. Paris. Dec. 25.-Christmas has come and gone in France without the Christmas midnight mass, and personal inquiry would be necessary to find any one who felt the privation keenly. Really, midnight mass was celebrated in various places where the devout could assemble, just as there is mass daily in the churches, and the devout attended without any embarrassment whatsoever; but the spectacle hunters, who have been numerically the greatest factor in the midnight mass, went their several ways without seeming to mind this grave change

ordained by the Church. Devout worshippers, to the number of a thousand, made their way to the great Church of the Sacred Heart in Montmartre where midnight mass was celebrated. They were admitted through the sacristan's door. Most of them departed after the mass, but many lingered to pray for the Church's welfare and in silent adoration. The incident only emphasized the lack of deep interest shown elsewhere, a lack which goaded some of the Church papers into a nearer approach to fanatic abandon than

has been shown in many weeks. The Autorité says fervently that next year when the peasants leave their cottages and step into the cold night they will see a light on a hill, a light similar to that of the Star of Bethlehem. Crowds will gather in a barn, open to the winds of heaven, to celebrate a feast to which the churches are closed.

The Libre Parole says: "Sadness and despair are met on every hand, yet at times one utters a horrible laugh, produced almost involuntarily by a situation which, though atrocious, is so illogical, so grotesque, that it compels a laugh. It seems that men going to the scaffold must laugh that way.'

The anti-Church organs, on the other hand, speak in quite a matter of fact way. The Aurore says that the abolition of the midnight mass here is an episcopal lockout, with a plain purpose, viz., to create the idea that as there is no more midnight mass persecution is beginning. It adds that there is not a Catholic in France who does not know that if there is no midnight mass it is by the will of the Bishops.

The Humanité says: "Behold a Church which when not persecuted persecutes itself. It is she who exinguishes in the heavens the star of the wise men. She had best have a care lest the eyes of her children lose their habit of searching in the night for this light. But really, why does she suppress the midnight mass and yet ordain that other masses continue? She is no more menaced on Christmas than on other days, and she appears rather as desiring to provoke agitation.'

It remained for a Church sympathizer to cause the only public agitation in Paris to-day. At the corner of the Grand Boule vard and Rue Richelieu there is a window known for years to thousands of tourists, swells and Frenchmen, where public men are caricatured in drawings that are changed daily. The caricature to-day showed Cardinal Richard, with Deputy Denys Cochin hanging to his shoulders in a way which offended a Catholic journalist,

Bruchard, being apparently a prudent man, did not act impulsively, but went up to a policeman standing near the window and inquired what would happen if he smashed the window. The policeman politely informed him that it would be necessary to arrest him. Thereupon Bruchard violently struck the window with his cane and bade the officer do his duty. After acknowledging his guilt at the station house and declaring that he had acted because his conscience was violated by the caricature, Bruchard was liberated. He promptly wrote a letter to the evening papers of Amiens.

In the various communes of the Somme new declarations have been made to the number of forty-five.

The validity of eighty associations cultuelles, formed despite the Papal interdiction, will soon be tested in the courts. M. Vannesson, president of the association at Culey, has summoned M. Camus, treasurer of the vestry, to surrender the parish books and property. M. Camus replied by questioning the legality of the association, which retained Abbé Hutin as priest after the Bishop of Verdun had suspended

WOULD OUST MERRY DEL VAL Pope Clings to Him and Policy Adopte France-Widespread Sympathy. Special Cable Despatches to THE SUN.

LONDON, Dec. 26.-The Rome correspondent of the Telegraph szysthat a bitter feeling has arisen against Cardinal Merry del Val. Papal Secretary of State.

A serious movement has been begun to secure his retirement in the hope of arranging a compromise with France, which impossible so long as he is at the helm. The Pope clings to him, and it is doubtful

if the intrigue succeeds. ROME, Dec. 25 .- The Pope's Christmas messages were double the usual number this year, especially from France and the English speaking countries. A majority of them refer to the position of the Church in France,

express loyalty and offer pecuniary help. The Pope says that these messages afford him peculiar consolation, especially in view of the bitter hostility of the newspapers. His Holiness, speaking to a friend after

"I have acted in the interests of the Church. If individuals suffer, I will try to relieve their distress, as they are in the position of innocents suffering persecution, but I cannot regret what I have done."

NO CURZON-LEITER BREAK.

Mrs. Leiter Emphatically Denies That There Have Been Strained Relations.

WASHINGTON, Dec. 25.-Mrs. Levi Leiter to-night authorized a denial of the story sent out from Chicago a few days ago that strained relations existed between her family and her son-in-law, Lord Curzon of Kedleston, former Viceroy of India. The story given in the Chicago despatches was to the effect that Lord Curzon went to a hotel when he was in Chicago and Washington on business connected with the settlement of his wife's estate and did not stop with the Leiters. It was said also that Joseph Leiter left Chicago to avoid

ing Lord Curzon.

s. Leiter was most emphatic in her Mrs. denial, declaring that the relations between her family and Lord Curzon were of the

CONNECTICUT'S TESTS SECRET. No Word Given Out Regarding New Battle-

++NEW YORK, WEDNESDAY, DECEMBER 26, 1906. - Copyright, 1900, by The Sun Printing and Publishing Association.

ship's Behavior at Sea. NORFOLK, Va., Dec. 25.-After a cruise of three days off the Virginia Capes the new battleship Connecticut, built at the Brooklyn navy yard, again entered the Chesapeake this morning and is now at anchor in Lynn

The ship has been at sea for eight days all told and nothing is yet known outside official circles as to what speed she may

be capable of developing. This is regarded as significant at this naval station and it is feared that the performance of the last addition to the navy may not have been all that was expected of her. The first run of the vessel after leaving the Brooklyn navy yard was described as a shaking down run. When the vessel returned here this morning information was imparted to the effect that the last cruise was merely for testing the working of the ship's helm and the obedience of the ship to it. When the vessel went to sea the last time it was reported that her speed would then be tested. The commander of the vessel has asked

permission to take her to Cuba in advance of the fleet, scheduled to sail the second week in January. The ship will coal, probably, at Newport News, before again going Rear Admiral Coghlan said last night at the Brooklyn navy yard that so far as he

had been informed the Connecticut had had no formal trial. He said the vessel was being limbered up and her machinery tested Admiral Coghlan did not believe that the Connecticut was not doing as well as was expected.

FIREMEN'S STRIKE A FAILURE. No Tieup on Southern Pacific-No Danger on Other Harriman Lines

EL Paso, Tex., Dec. 25 .- All trains east of here on the Southern Pacific are moving on time notwithstanding the firemen's strike. Officials declare that no freight is tied up and that trains are moving as usual. Negroes and Mexicans are being employed as firemen and engineers are breakng them in rapidly.

"With our oil burning engines a fireman can become proficient in one trip," said S. C. Marks, superintendent of the Southern Pacific here, "and we are having no trouble getting men '

Some cowboys stoned a train at Alpin

because a deputy sheriff from Sanderson fired a train into El Paso. OMAHA, Neb., Dec. 25 .- Despite threats of the striking Texas firemen to call out all firemen on the Harriman system if the Texas trouble is not adjusted immediately Inion Pacific officials do not fear a strike. Last spring the Union Pacific entered into contract with the firemen's union, and all points are covered in the agreement,

which has eighteen months more to run. There has been jealousy always between Southern Pacific and Union Pacific employees, so great that no sympathetic strike has ever extended from one road to the other. Four years ago the great strike of shopmen on Union Pacific did not extend to Southern Pacific, although the leaders made every effort to have it do so.

THREAT TO STORM FAILED BANK. Police Busy Keeping Order Among Farmer

Who Lost by Rinehart's Methods. WAYNESBURG, Pa., Dec. 25.-Hundreds of armers who live in remote parts of Greene county, who learn the news only through he weekly arrival of the mail, came to town at the failed Farmers and Drovers' National

Crowds began to assemble on the streets early, and by noon, in spite of the cold, the throng had increased to thousands. As the townspeople told the country people what they knew of conditions, the indignation of the farmers, many of whom had everything, their all, in the bank, became dan-

Several times the crowd became unruly and threats were made to storm the bank The police had much trouble in maintaining

Contrary to his custom, J. B. r. Rine hart, former cashier of the defunct bank did not attend service at the Methodis church. Rinehart spent the greater part of the day at home. In the afternoon he visited the office adjoining the bank, where he has made his headquarters since he was deposed as cashier. Charles Sharak, the special examiner, is expected to-morrow. What action he will take is a matter of conjecture. jecture.

In an interview Bank Examiner John Cunningham this afternoon said:
"I cannot say what arrests will be made "I cannot say what arrest looks of things, I can only say that, from the looks of things, there will be many. It is the most de-plorable condition of affairs that I ever

The unfortunate young women who were formerly employed as clerks in the bank and against whom it will be necessary to bring charges of constructive forgery on account of the crookedness of Rinehart spent the saddest Christmas of their lives. will undoubtedly stand by the

young women.

That many failures will follow the crash of the bank is now generally believed. It said that the failure of Reuben Goldberg Co., in which Rinehart was interested, is only the first of many. Rinehart was inter-ested in half of the business concerns in the town, and there is no doubt that many of them will be unable to weather the storm.

AUTO CAUGHT WOMAN'S GOWN Chase of Twenty-two Blocks Follows or a Car-Chauffeur Held.

An automobile owned by E. R. Dick. broker, of 30 Wall street, and driven by John McMahon of 71 West 102d street whisked down Broadway at 130th street last night so close to the curb that it caught a woman's skirts in the spokes of the wheel and threw her to the ground.

Henry C. Lichten, his wife and Lens Lichten, his mother, all of whom reside at 577 West 130th street, were standing at the corner of Manhattan avenue and Broadway waiting for a car to take them down-town. The auto caught the elderly Mrs. Lichten's gown and she was dragged of her feet. Mr. Lichten said the chauffeur turned, called out "Merry Christmas," and put on more power.

Broadway car was behind the autom bile and the motorman saw the accident.
"Climb aboard," he yelled to Lichten, "I'll catch him. The motorman forgot his passengerss

and paid no attention to the conductor' ringing of the bell. McMahon, Mr. Lichten told the police, kept turning his head and taunting the motorman and Mr. Lichten, who was on the front platform.
At 107th street Lichten sighted Policemar
O'Connor. He heard shouts and decided to stop the automobile and find out what

was wrong later. He stood squarely in the path of the machine and McMahon was forced to come to a stop. The chase lasted for twenty-

Mr. Lichten accompanied the policeman to the West 100th street police station, where a charge of reckless driving was made against McMahon.

NINE KILLED IN RACE WAR.

NEW TROUBLE BREAKS OUT IN KEMPER COUNTY, MISS.

Eight of the Nine Men Kitted Are Negroes -Troops Withdrawn After the First Trouble-Gov. Vardaman Sending More Troops-Two Whites Arrested.

MERIDIAN, Miss., Dec. 25 .- Nine dead and three wounded is the record of the race riot in Kemper county since the trouble started Sunday morning. Eight of the dead are negroes, while but one white man was killed.

When the troops arrived at Wahalak last night they found the little town in a fever of excitement over the clash between the races earlier in the day.

Col. McCants, the commander of the Second Regiment, was informed that the negroes had fortified themselves two miles from Wahalak, and a party of soldiers went out to dislodge them, but when the troops arrived on the scene the blacks had disappeared. Two negroes were killed near Wahalak by whites early last night, but no further trouble occurred there during the night or this morning.

All of the negroes in that section had either fled or secreted themselves in their homes, and believing the trouble at an end. Col. McCants returned to Meridian with the soldiers this afternoon.

To-night rioting broke out at Scooba, a town in the same county, five miles south of Wahalak, as a result of which five negroes were killed. The Sheriff of Kemper county was unable to control the situation and sent Gov. Vardaman an urgent appeal

for troops. The Governor immediately notified the militia at Meridian, Macon and Columbus to proceed to Scooba by special train. The Meridian troops have already gone and the Macon and Columbus soldiers are expected to reach Scooba before morning.

Reports from Kemper county by long distance telephone state that all of the white people in the county are up in arms, and a deadly clash is likely between the races.

The negroes are said to be heavily armed with rifles and shotguns, and it is believed that much blood will be shed before the troops arrive. Two of the alleged slavers of the negroes

and Gov. Vardaman has ordered a company of State troops from this city to prevent their escape. The race war is an outgrowth of the killing of two conductors on Mobile and Ohio

railway trains by negroes, one on Sunday

at Scooba have been placed under arrest,

and the other to-day HELD UP.

Mr. Philip Duffy's Adventure With a Pair of Pirates.

The ferryboat Colorado of the Roosevelt street ferry was moving out of the Broadway, Williamsburg, slip about 9 o'clock on Monday night when Philip Duffy, who is 50 years old and a laborer living at 204 South street, ran out on the bridge and, with a leap that would have been a creditable performance to a man of half his years.

just managed to get aboard. "That was a close call," he said. "I want o get home to buy a few things for the kids before the stores close." He put his hand into his pocket to see if his money was safe and walked into the women's cabin. He neither smokes nor drinks and he took the women's side of the boat to escape the

tobacco fumes Duffy found himself alone and taking out his money began to count it. With what he had drawn out of the savings bank and his week's wages he had \$52. As he was putting his money away two men walked into the cabin and took seats beside him. They waited until the boat got pretty well out in the East River. One of them, leaning

over, said to Duffy: "We want that money and we want it damned quick." The speaker shoved a revolver against Duffy's ribs. Duffy

jumped up. "And if you make any noise it's overboard for yours," said the second robber, throw ing up a window. "Hand over the change or out through the window you go."

"Is that so?" said Duffy, who boasts that he was once "middlin' good wid the gloves." He hit the man with the gun a smash in the face that knocked him into the corner. Before the second man could recover from his surprise Duffy let him have a kick in the abdomen that took all the fight out of him. Duffy was after the first man again in an instant and quickly took the revolver from him.

"It's overboard for mine is it?" he laughed You thought the old man was easy, eh? I guess you didn't see me make that ten foot leap aboard the boat a few minute ago. I'm damned if I've not half a notion to

throw yer both out of that window." The members of the crew had heard the racket and ran in to aid Duffy. He said he was only beginning to get mad as he realized what had been attempted, and had they not appeared he surely would have made both burglars leap into the

Policeman J. O'Neill of Oak street station took the men when the boat tied up. They said they were H. F. O'Brien of Worcester. Mass., and John Connell of Norwich, Conn. Magistrate Crane held them both for General Sessions in \$500 bail each.

FIRE IN A SHIP.

Vessel Tled Up for the Winter Burned -Police Investigating.

CHICAGO, Dec. 25 .- A fire, the origin of which the police and fire departments are investigating, occurred in the hold of the Empire State, a line boat of the Barry Transportation Company, in the lake at the foot of Illinois street, late to-day and practically burned the vessel to the

water's edge.

The vessel was recently withdrawn from the Chicago-Milwaukee service as a passenger steamer and had been laid up for the winter. The value of the ship is estimated at \$60,000.

Spring Weather in Denver.

DENVER, Col., Dec. 25 .- In Colorado and Wyoming to-day the weather has been like early September. Overcoats and wraps were discarded, thousands of people were seen in carriages and automobiles dressed in summer clothes, most of the ladies being

After all, Usher's the Scotch that made the highball famous.—Ads.

TO HALT J. J. HILL'S STOCK ISSUE. | PUTTING IT UP TO ROOSEVELT.

Minnesota Attorney-General to Ask an Injunction To-day.

MINNEAPOLIS, Dec. 25 .- Attorney-General E. T. Young has the papers practically completed for an injunction suit to prevent the Great Northern's \$60,000,000 issue of new

They probably will be filed in the district court of Ramsey county to-morrow and notice served on the railroad company at once. An early decision of the question is desired because the books will be open for subscriptions to the new stock on January 4 The State's legal representative will ask

for a temporary restraining order to hold back the deal until the case can be decided on its merits. The Great Northern is a Minnesota corporation, and so comes under the State law requiring railroads to get the consent of the State Railroad Commission before issuing new stock or other securi-

ARCHDUKE'S LAST SURRENDER. Gave Up Everything for Wife; New Wants

to Give Her Up, Too. Special Cable Despatch to THE SUN VIENNA, Dec. 25.-Archduke Leopold Salvator, who renounced his family rights four years ago and married Wilhelmine Adamovic, the daughter of a post office employee, with whom he has since lived near Geneva, is now seeking a divorce. He has summoned a Vienna lawyer t

agreed to a separation. WHOLE TOWN TO EMIGRATE. 9,000 Residents of Bejar, Spain, Going to Urnguay and Nicaragua.

Special Cable Despatch to THE SUN MADRID, Dec. 25 .- Nine thousand of the inhabitants of the town of Beiar, which is forty-five miles south of Salamanca, de cided some time ago to emigrate in a body. A meeting was held yesterday, which approved the offer of the Presidents of

emigrants. FREEDOM HIS XMAS GIFT. Wealthy Philadelphian Wins Long Fight for

and funds for the transportation of the

Release From Asylum. PHILADELPHIA, Dec. 25.-Theodore Wright, once a leading financier and railroad man, was released to-day from the Burn Brae Hospital for the Insane at Clifton. Wright's release followed a bitter legal struggle, which he carried on against his own family single handed except for the aid of Attorney Thomas Earle White, to whom he had smuggled a letter from the

His own family finally became confident of his sanity, reversed their position and to-day for the first time for ten years Wright ate Christmas dinner as a free man.

Wright was a member of the shipping firm of Peter Wright & Sons and president and heaviest stockholder in the Winifred Railroad in Virginia. Wright was regarded as one of the biggest and keenest business men in Philadelphia until his quiet disappearance ten years ago. It was a long time before his friends learned what had

become of him. Gradually the story leaked out that his son, Minturn B. Wright, had had him placed in an asylum. The commitment was upon an affidavit signed by two well known physicians. Nothing more was heard from Wright for a few years. Then he managed to communicate with Mr. White. Mrs. Frances Davis, a sister of Wright, who lives in Colorado, arrived in this city, and going | legality of such a measure had been passed to Rurn Brae took her brother

Wright is worth several millions. AHOY THERE, CASEY! Come Aboard, Said the Tennessee's Crew.

With Boat Hooks, and He Did. The Joy Line steamship Tennesse which was due to leave Pier 28, East River, yesterday afternoon at 5 o'clock, was delaved over an hour because of the effect of Christmas on one of the crew, a fireman

named Casey. According to the story told by the crew of the Tennessee, Casey came to the pier shortly before 5 o'clock and tried to board the boat by the forward gangplank. The plank was straight and Casey's course was triangular. He missed the boat but hit the

Casev swam around for some time and the crew finally got boat hooks to pull him aboard. The boat hooks were a success but Casey shouted that he was a Hippodrome mermaid and came aboard clad in his shirt. Dr. Gates took him to St Gregory's Hospital and said that it was a case of alcoholism. He added that what Casey got on the outside wasn't as bad as

what he got on the inside. WOULD CREMATE ALL AUTOS. Petition to Belgian Parliament

Special Cable Despatch to THE SUN. BRUSSELS, Dec. 25.-A petition has been presented to Parliament asking that every motor vehicle in the country be burned in one great bonfire before 1908, the resultant scrap metal to be sold for the benefit of those who have been maimed

by the accursed automobiles. CHARLES A. WEBER HELD. Diamond Merchant Accused of Conversion

of Property Arraigned in Court. Charles A. Weber, the diamond merchant who had a shop recently at 320 Fifth avenue, and who is under arrest charged with the larceny of many thousand dollars worth of diamonds, was arraigned in the Tombs police court before Magistrate Crane vester-day morning. There were two charges. One was made by George W. Lyons, who gave him a diamond ring worth, he said, \$600, to sell on commission. A pawnticket attached to the papers showed that Weber under the name of Francis had pawned this ring for \$275. He was held for examination on this charge in \$1,500.

on this charge in \$1,500.

The second set of papers showed Adolph Ludeke of Ludeke & Heiser to be the complainant. He charged the larceny of a pearl necklace worth \$6,500 given to Weber on memorandum and converted to his own use. Bail was made \$6,500 on that charge. Weber's bondsman had not reached the court when it adjourned, and he was sent to the Tombs. The examination on both charges was fixed for January 2.

More Federal Land Feneing Indictments HELENA, Mon., Dec. 25.-In an indictment found by a recent Federal Grand Jury, just made public, T. E. Brady, a well wn Great Falls attorney, is charged with unlawfully erecting and maintaining a fence and preventing free passage across 13,167 acres of public land in Valley county. He gave bonds for his appearance. There are several other indictments against prominent persons living in Cascade county.

Gold & Black Label Sherries, bottled in Spain

PRICE TWO CENTS.

CONGRESS TO MAKE A FIGHT ON THE NEGROES' DISCHARGE.

Foraker, It Is Said, Has More Ammunition, Which Hall Use in the Senate-Fight

to Be Made on Sanders's Reinstatement-The President Is Aroused. Washington, Dec. 25 .- "I think the

story about what the President intends to do in the matter is too silly to discuss. Please do not ask me to comment upon it." said Senator Joseph B. Foraker of Ohio to-night upon his return from New York when his attention was called to the report that President Roosevelt would veto any measure that Congress might pass restoring to the service the negro members of the Twenty-fifth Infantry who were discharged without honor from the army on a charge of engaging in riotous behavior at Brownsville, Tex., and that if such a measure were passed over his veto he would refuse to obey it, pending a decision by the

United States Supreme Court. Two interpretations may be place! on this statement of Senator Foraker above quoted: first, that he doubts that the President has assumed the attitude he is said arrange terms with his wife, who has already to have taken; and secondly, that it doesn't worry the Ohio Senator much, even if the President's position has been accurately

stated in the press reports. The Ohio Senator is a fighting man. The controversy that has developed over the Brownsville incident gives him an onportunity to gratify his taste for battle. Mr. Foraker absolutely declined to-night to enter into any discussion of his intentions in connection with the case of the discharged soldiers when the Senate reconvenes after the holiday recess. It is k nown, however, that he is making preparations Uruguay and Nicaragua to supply ships for another speech on his pending resolution which provides for an investigation of the whole Brownsville matter by the Senate Committee on Military Affairs.

> Purdy, assistant to the Attorney-General, to Brownsville to collect evidence upon which can be based a legal defence of the President's order has been construed as evidence that the Administration believes the resolution will be adopted. There are intimations that Senator Foraker didn't use all his ammunition in the speech he made last week concerning

Indications are that the Foraker resolu-

tion will be passed early next month. The

President's action in sending Milton D.

the Brownsville incident. His friends say that he may have a surprise or two in store for the Administration. It is the expectation in Washington that an ugly situation will develop as a result of . the President's action and the utterances ascribed to him relating to the discharged negro infantrymen. The Foraker resolution promises trouble, and it is known that another move will be made in Congress

to test the temper of the President in the The President has declared time and again that in no circumstances would he consent to the restoration to the army of any of the discharged men unless conclusive evidence could be presented justifying such a step. He has gone even further than that by permitting himself to be represented as saying that he would refuse to obey the will of Congress, as expressed in a bill passed by both houses, until the

upon by the Supreme Court. A test case will be made, it is understood, in behalf of Mingo Sanders, a sergeant in the Twenty-fifth, a veteran with a fine record, whose dozen or more honorable discharges bear testimony to his efficient service as a soldier and his character as a man. Sanders served in the army twentyfive years. He saw service in Cuba when Mr. Roosevelt was in the island as an officer of the famous Rough Riders, and it is related that on one occasion Sanders, at the solicitation of Col. Roosevelt, furnished food of which the Rough Riders were very much in need.

It is said to be the programme to introduce a bill providing that Sanders shall be cleared and his name restored to the rolls of the army. This will be putting the case up to the President with a vengeance. Nobody who knows the facts believes, however, that the President will make any

exception for Sanders's benefit. President Roosevelt is very much stirred up over the criticisms of his action in discharging the colored troopers without honor. It is the topic that he discusses most with visitors to the White House these days, and to every one with whom h has talked on the subject he has expressed his unalterable purpose to stand pat.

SOLDIERS IN DRUNKEN ROW. Whites Take Side of Conductor Against Negroes on Leavenworth Car.

LEAVENWORTH, Kan., Dec. 25 .- A disturbance was created by a negro soldier of the Ninth Cavalry on the car to Leavenworth last night. The car was loaded with white and black

soldiers, the whites in a large majority,

who were making for the post to answer 'check" roll call. One drunken negro soldier refused to pay his fare, alleging that he had paid it at the other end of the car from that at which

he was standing. When the conductor insisted on payment of fare the negro soldier tried to strike him and four other negroes on the car showed a disposition to back him up. The white soldiers took the side of the conductor, and, as they were in a majority, soon cowed the negroes.

soldiers jumped off the car and threw stones into the car, breaking three windows. This frightened a number of women so badly that they jumped off. The car proceeded to the post without further trouble. One of the negro soldiers on the car who wanted to fight lost his cap; which had his name stamped in it. This soldier is under

No blows were struck; but the negro

arrest and in the guard house. He will be detained to tell the names of the other negroes on the car. Col. William Paulding, commander of the post, is investigating the affair, and purposes to punish the soldiers who made the dis-

turbance. The military officials look on the disturbance merely as a drunken scrap. There was no riot. Both white and negro soldiers are down town as usual to-night, but an armed sergeant or corporal is riding on each car to and from the post to see that good order is maintained. An armed patrol is placed on cars to the post for several days following each-payday, and this plan is in